

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

REVELL et al.

Group Art Unit: Unknown

Appln. No. 09/673,139

Examiner: Unknown

Filed: October 11, 2000

Title: BONE IMPLANT

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June 12, 2001

PETITION TO REVIVEHon. Commissioner of Patents
Washington, DC 20231

RECEIVED

09 JUL 2001

Legal Staff
International Division

Sir:

Applicants respectfully request that the attached Completion of Filing National Phase of PCT Application forms be accepted by the Commissioner in the above-captioned PCT application. Attached also is a check for the late submission and Assignment fees.

While in the process of requesting a status report on this application, it was brought to the Applicants' attention that according to the Customer Service Branch at the Patent Office a Notice to File Missing Parts had been mailed on November 3, 2000. Applicants did NOT receive this Notice nor did Applicants' agent, listed below. The undersigned attorney of record changed firms in late December, 2000 and asserts that no Notice was received for this application before or after the change of address. In addition, the undersigned attorney had a procedure whereupon DAILY visits were made to the old address to pick up PTO and other documents. As soon as the oversight was discovered, immediate action was taken. The attached Pillsbury Winthrop

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docketing sheet indicates that no serial number or other PTO action were received. Applicants submit that no fee should be charged because the oversight was through no fault of their own.

Applicants have complied with all PTO regulations and respectfully request that the above-captioned application go to examination on the merits, and that all pending items be brought to their agent's attention as soon as possible.

If the Commissioner has any questions or concerns about this request, he is invited to contact the undersigned before June 17 at the telephone number provided. After June 18, 2001 the undersigned attorney can be reached at 703.905.2000, facsimile number 703.905.2500.

Respectfully submitted,

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